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IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF CALIFORNIA RISHARDO LAWRENCE, Plaintiff, v. GAVIN NEWSOM, et al., Defendants. Plaintiff, a prisoner proceeding with retained counsel, brings this civil rights activated by pursuant to 42 U.S.C. § 1983. On July 18, 2024, Defendants filed a motion to dismiss. See ECF No. 39. No opposition was filed on behalf of Plaintiff, and on September 10, 2024, the Court issued finding and recommendations that Defendants' unopposed motion be granted. See ECF No. 43. On October 23, 2024, Plaintiff's wife, Patricia Lawrence, filed a notice on the Court's docket that Plaintiff's retained counsel, John E. Stringer, Esq., died on August 6, 2024. See ECF No. 44. Given that Plaintiff was not represented at the time an opposition to Defendants' motion to dismiss was due, the Court will vacate the September 10, 2024, findings and recommendations	1			
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27 counsel or pro se.28 ///		•		
28 ///	∠8		1	

1 Accordingly, IT IS HEREBY ORDERED as follows: 2 1. The findings and recommendations issued on September 10, 2024, ECF 3 No. 43, are vacated. 4 2. The Clerk of the Court is directed to update the docket to reflect that 5 Plaintiff is now proceeding pro se and that his address is as follows: 6 Rishardo Lawrence, CDCR No. D51075 California Health Care Facility 7 Post Office Box 213040 Stockton, CA 95213 8 9 3. Plaintiff's opposition to Defendants' motion to dismiss is due within 60 days of the date of this order. 10 11 4. Defendants may file a reply brief within 14 days of the date of service of Plaintiff's opposition. 12 5. Upon completion of briefing, Defendants' motion to dismiss will stand 13 14 submitted on the papers without oral argument. 15 16 Dated: November 18, 2024 17 DENNIS M. COTA UNITED STATES MAGISTRATE JUDGE 18 19 20 21 22 23 24 25 26 27 28